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 Debtor in Possession

UNITED STATES BANKRUPTCY COURT  
 EASTERN DISTRICT OF CALIFORNIA - FRESNO DIVISION

In re:

CAPITAL FARMS, INC.,

Debtor and Debtor-in-Possession.

Case No. 25-10074-A-12

Chapter 12

D.C. No. FW-2

Date: March 6, 2025

Time: 10:30 a.m.

Place: Dept. A, Courtroom 11, 5<sup>th</sup> Floor

United States Courthouse

2500 Tulare St., Fresno, California

Judge: Hon. Jennifer E. Niemann

**SUPPLEMENTAL EXHIBIT FOR MOTION FOR AUTHORITY TO USE CASH  
 COLLATERAL**

**INDEX OF EXHIBITS**

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# Exhibit R

**ASSIGNMENT AND TRANSFER OF ASSETS**  
**FROM UNITED FARM, LLC TO CAPITAL FARMS, INC.**

ASSIGNOR: United Farm LLC

ASSIGNEE: Capital Farms, Inc.

**RECITALS**

- A. WHEREAS, Capital Farms, Inc., Debtor and Debtor in Possession ("Debtor"), has filed a Chapter 12 bankruptcy case in the Eastern District of California, (Case No. 25-10074) (the "Bankruptcy Case").
- B. WHEREAS United Farm LLC and Debtor are both part of a unified farming operation, with Rabo Agrifinance LLC as a primary lender to both entities, and many other lenders having made loans jointly to both entities.
- C. WHEREAS Debtor has agreed with lenders holding security interests in all assets of United Farm LLC to receive a transfer of all assets of United Farm LLC pursuant to a stipulation filed in the Bankruptcy Case on February 12, 2025 (the "Stipulation"). (Dkt. No. 77.)
- D. WHEREAS Sukhwant Gill is currently the manager of United Farm LLC and has authority to sign this document on behalf of United Farm LLC, and Sukhwant Gill is currently the president of Debtor, and has authority to sign this document on behalf of Debtor.

**AGREEMENT**

NOW THEREFORE, United Farm LLC and Debtor hereby agree as follows:

1. As required by the Stipulation, all physical assets of United Farm LLC are hereby assigned, transferred, and delivered to Debtor to administer.
2. As required by the Stipulation, United Farm LLC hereby irrevocably instructs all Crop Processors holding crops in the name of United Farm LLC to deliver all such crop proceeds to Debtor and/or wire such funds to Debtor's CBB Account, and to have the Crop Processors hold such crops and undisbursed crop proceeds in the name of Debtor.
3. As required by the Stipulation, United Farm LLC hereby delivers and assigns all crop proceeds and crop advances received to Debtor.

UNITED FARM LLC

By: 

Sukhwant Gill, its Manager

CAPITAL FARMS, INC.

By: 

Sukhwant Gill, its President